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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**
(Not for submission under 37 CFR 1.99)

Application Number		09026353
Filing Date		1998-02-19
First Named Inventor	ARGENTA, ET AL.	
Art Unit	3735	
Examiner Name	LACYK, J.	
Attorney Docket Number	0101-P00636US3	

U.S.PATENTS

Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
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NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
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1	KCI v. BlueSky, Expert Report of Michael Baniak, with Exhibits, dated January 7, 2005	<input type="checkbox"/>
2	KCI v. BlueSky, Expert Report of Mark Chankin, with Exhibits, dated January 7, 2005	<input type="checkbox"/>
3	KCI v. BlueSky, Supplemental Expert Report of Mark Chankin, M.D., with Exhibits, dated December 19, 2005	<input type="checkbox"/>
4	KCI v. BlueSky, Supplemental Expert Report of Harriet Hopf, with Exhibits, dated November 18, 2005	<input type="checkbox"/>
5	KCI v. BlueSky, Amended Expert Report of Harriet W. Hopf, M.D. on New Claims, with Exhibits, dated February 10, 2006	<input type="checkbox"/>
6	KCI v. BlueSky, Expert Report of Harriet W. Hopf, M.D. Responsive to Plaintiff's Asserted Claims for Relief, with Exhibits, dated February 10, 2006.	<input type="checkbox"/>
7	KCI v. BlueSky, Supplemental Expert Report of Harriet W. Hopf, M.D. with Exhibits, dated June 23, 2006	<input type="checkbox"/>
8	KCI v. BlueSky, Report of Professor Thomas K. Hunt, M.D., pp. 1-14, with Exhibits, January 13, 2005	<input type="checkbox"/>
9	KCI v. BlueSky, Report of Katherine F. Jeter, with Exhibits, dated November 28, 2004	<input type="checkbox"/>
10	KCI v. BlueSky, Supplemental Expert Report of Michael O'Neil, dated February 22, 2006	<input type="checkbox"/>
11	KCI v. BlueSky, Rebuttal Expert Report of Harriet W. Hopf, M.D. with Exhibits, dated March 11, 2006	<input type="checkbox"/>

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12	KCI v. BlueSky, Rebuttal Report to Plaintiffs' Rebuttal Expert Report by Michael O'Neil, dated March 12, 2006.	<input type="checkbox"/>
13	KCI v. BlueSky, Attachments to Expert Report of Michael A. O'Neil.	<input type="checkbox"/>
14	KCI v. BlueSky, Expert Report of Vincent Pizziconi, with Exhibits, dated December 31, 2005.	<input type="checkbox"/>
15	KCI v. BlueSky, Amended Expert Report of Vincent B. Pizziconi, Ph.D., with Exhibits, dated February 6, 2006	<input type="checkbox"/>
16	KCI v. BlueSky, Expert report of Vincent B. Pizziconi, Ph.D. responsive to plaintiff's asserted claims for relief, with exhibits, dated February 14, 2006.	<input type="checkbox"/>
17	KCI v. BlueSky, Amended expert report of Vincent B. Pizziconi, Ph.D. responsive to plaintiff's asserted claims for relief, with exhibits, dated February 16, 2006.	<input type="checkbox"/>
18	KCI v. BlueSky, Rebuttal Expert Report of Vincent B. Pizziconi, Ph.D., with Exhibits, dated March 12, 2006	<input type="checkbox"/>
19	KCI v. BlueSky, Supplemental Expert Report of Vincent B. Pizziconi, Ph.D. with Exhibits, dated June 23, 2006.	<input type="checkbox"/>
20	KCI v. BlueSky, Supplemental expert report of Lydia Razran Stone, Ph.D., with exhibits, dated March 8, 2006.	<input type="checkbox"/>
21	KCI v. BlueSky, Expert Report of Lydia Razran Stone, Ph.D., with Exhibits, dated December 29, 2005.	<input type="checkbox"/>
22	KCI v. BlueSky, Expert Report of Louis C. Argenta in Response to Report of Katherine Jeter, with Exhibits, dated January 5, 2005	<input type="checkbox"/>

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23	KCI v. BlueSky, Responsive Expert Report of Louis C. Argenta to Reports of Hopf, O'Neil, Pizziconi & Charkier, dated February 27, 2006.	<input type="checkbox"/>
24	KCI v. BlueSky, Responsive Expert Report of Louis C. Argenta to Supplemental Expert Report of O'Neil, dated March 13, 2006.	<input type="checkbox"/>
25	KCI v. BlueSky, Rebuttal Report of Louis C. Argenta in Response to James Spahn, Mark Charkier & Thomas Hunt.	<input type="checkbox"/>
26	KCI v. BlueSky, Responsive Expert Report of Louis C. Argenta, M.D. to Expert Supplemental Reports of Hopf and Pizziconi, with Exhibits, dated July 8, 2006.	<input type="checkbox"/>
27	KCI v. BlueSky, Responsive Expert Report of Valery Gilevich, M.D. to Expert Report of Lydia Razran Stone, Ph.D.	<input type="checkbox"/>
28	KCI v. BlueSky, Expert Report of Valery Gilevich, dated December 14, 2004, with Exhibits, (Exhibit P-47).	<input type="checkbox"/>
29	KCI v. BlueSky, Rebuttal expert report of John T. Goolkasian, dated February 22, 2006.	<input type="checkbox"/>
30	KCI v. BlueSky, Supplemental Rebuttal Expert Report of John T. Goolkasian, with Exhibits, dated March 10, 2006.	<input type="checkbox"/>
31	KCI v. BlueSky, Report of Wilson C. Hayes, PhD, with Exhibits, dated November 29, 2004.	<input type="checkbox"/>
32	KCI v. BlueSky, Expert Report of Wilson Hayes in Response to Reports of James Spahn and Mark Charkier, with Exhibits, dated January 31, 2005.	<input type="checkbox"/>
33	KCI v. BlueSky, Expert Report of Wilson Hayes in Response to Report of Katherine Jeter, with Exhibits, dated January 7, 2005.	<input type="checkbox"/>

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	34	KCI v. BlueSky, Supplemental Expert Report of Wilson C. Hayes, Ph.D. Concerning Infringement of Newly Asserted Claims of U.S. Patent Nos. 5,636,643 and 5,645,081, with Exhibits, dated December 19, 2005.	<input type="checkbox"/>
	35	KCI v. BlueSky, Responsive Expert Report of Wilson Hayes in Response to Hopf, Charlker, Pizziconi, and O'Neill Regarding Patent Validity, with Exhibits, dated February 27, 2006.	<input type="checkbox"/>
	36	KCI v. BlueSky, Rebuttal Expert Report of Wilson C. Hayes, Ph.D. in Response to the Reports of Harriet Hopf and Vincent Pizziconi Regarding Plaintiffs' Asserted Claims for Relief, with Exhibits, (March 7, 2006).	<input type="checkbox"/>
	37	KCI v. BlueSky, Expert Report of Jeffery Niezgoda in Response to Katherine Jeter, dated January 7, 2005	<input type="checkbox"/>
	38	KCI v. BlueSky, Expert Report of Jeffery Niezgoda in Response to James Spahn, Thomas Hunt & Mark Charlker, dated January 31, 2005	<input type="checkbox"/>
	39	KCI v. BlueSky, Supplement to Expert Report of Jeffery Niezgoda, with Exhibits, dated January 4, 2006	<input type="checkbox"/>
	40	KCI v. BlueSky, Expert Report of Dennis P. Orgill, M.D., Ph.D., with Exhibits, dated February 20, 2006	<input type="checkbox"/>
	41	KCI v. BlueSky, Rebuttal Expert Report of Dennis Orgill to Amended Expert Reports of Harriet Hopf and Vincent Pizziconi, with Exhibits, dated March 13, 2006.	<input type="checkbox"/>
	42	KCI v. BlueSky, Supplemental Expert Report of Dennis P. Orgill, M.D., Ph.D., with Exhibits, dated July 6, 2006.	<input type="checkbox"/>

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EXAMINER SIGNATURE

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

- See attached certification statement.
- Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.
- None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/Niels Haun/	Date (YYYY-MM-DD)	2006-10-04
Name/Print	Niels Haun	Registration Number	48,488

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these record s.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.